

By: Miles

S.B. No. 1141

A BILL TO BE ENTITLED

AN ACT

relating to procedures in certain suits affecting the parent-child relationship filed by the Department of Family and Protective Services.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter C, Chapter 262, Family Code, is amended by adding Section 262.2011 to read as follows:

Sec. 262.2011. CONFIRMATION OF REQUIRED NOTICE PROVIDED.

(a) Before commencement of the full adversary hearing, the court shall, in writing and in open court, confirm with an alleged perpetrator that:

(1) before interviewing the alleged perpetrator, the Department of Family and Protective Services informed the person of the person's right to:

(A) create an audio or video recording of the interview under Section 261.3027; and

(B) request an administrative review of the Department of Family and Protective Services' findings under Section 261.3091; and

(2) when the Department of Family and Protective Services first contacted the alleged perpetrator after initiating an investigation of a parent or other person having legal custody of a child, the department provided the person with the information required by Section 261.307.

1 (b) Except as provided by Subsection (c), if the court
2 determines that an alleged perpetrator was not fully informed of
3 the person's rights described by Subsection (a)(1) or provided the
4 information described by Subsection (a)(2), the court may not
5 consider in the full adversary hearing any evidence gathered from
6 or provided by the alleged perpetrator during the investigation or
7 the person's interview.

8 (c) The court may consider evidence that would be
9 inadmissible under Subsection (b) if the court has good cause to
10 believe that a child is in imminent danger of being subjected to
11 aggravated circumstances described by Section [262.2015\(b\)](#). If the
12 court considers evidence under this subsection, the court must
13 state in writing or on the record the basis for the court's belief
14 that the child is in imminent danger of being subjected to
15 aggravated circumstances.

16 SECTION 2. The changes in law made by this Act apply to a
17 suit affecting the parent-child relationship that is filed on or
18 after the effective date of this Act. A suit filed before the
19 effective date of this Act is governed by the law in effect on the
20 date that the suit is filed, and the former law is continued in
21 effect for that purpose.

22 SECTION 3. This Act takes effect September 1, 2025.